IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital the 01st day of June 2004
Criminal Bail Application No. 372/2004
Order on the bail application of the accused.

CRIMINAL SIDE

Akleem S/o Sri Mustaq
R/o Village Mahuwa Khera Ganj
P.S. Kashipur
District Udham Singh Nagar .…….Applicant.

Versus

State of Uttaranchal ..Oppostie party.

Arising out of case crime No.348/2003
U/Ss 302 I.P.C.
P.S. Kashipur
District Udham Singh Nagar.

By the court

Hon'ble Irshad Hussain J.

Heard Sri Rajeev Sharma learned counsel for the applicant and the learned A.G.A.

This is a second bail application on the ground that the witnesses have turned hostile. The evidence of the hostile witnesses is not wiped off the record and that can be considered to find out whether the prosecution case gets supports from it or not. Therefore, the second bail application is rejected.

The learned Sessions Judge concerned is directed to expedite the disposal of S.T. No. 169/2003, preferably, within a period of three months from the date of receipt of the copy of this order.

(Irshad Hussain J.)

Dated: 01.6.2004
Rawat